

BOARD OF FORESTRY AND FIRE PROTECTION

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**BOARD OF FORESTRY AND FIRE PROTECTION**
MEETING ANNOUNCEMENT AND AGENDA

Announcement Date: July 25, 2003

FULL BOARD

Date: August 5-6, 2003 (Tuesday - Wednesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: August 5 – 4:00 p.m.
August 6 – 8:00 a.m.

***Ad Hoc* ROADS AND WATERSHED MANAGEMENT COMMITTEE**

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – 11:00 a.m.

POLICY AND MANAGEMENT COMMITTEE

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – noon

FOREST PRACTICE COMMITTEE

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 11:00 a.m. – 4:00 p.m.

RESOURCE PROTECTION COMMITTEE

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 1:00 p.m. – 4:00 p.m.

FULL BOARD AGENDA

August 5, 2003 (Tuesday)

4:00 p.m.

1. Call to Order
2. **Executive Session: (Closed to the Public)** Discussion of Matters Related to Foresters Licensing such as Certifications; Voluntary Relinquishments; and/or Revocations of RPF Licenses/CRM Certifications Under Section 11126 (c)(1), (c)(2), (c)(3) of the Government Code; Employee Evaluation Under 11126 (a)(1); also Discussion of Pending and Potential Litigation Under Section 11126 (e) of the Government Code. Cases to be discussed are: **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X**, Mendocino County Superior Court, Case No. **SCUKCVG 0083611**; **Gualala Redwoods, Inc. v. California State Board of Forestry, California Department of Forestry and Fire Protection, Andrea Tuttle, and Does 1 through 10**, Sacramento County Superior Court Case No. 02-CS00356; **Kenneth Bareilles v. State of California Board of Forestry and Fire Protection, California Department of Forestry and Fire Protection**, Humboldt County Superior Court Case No. CV020310; **Donald H. Weburg v. State Board of Forestry for the State of California, and Does 1-20**, Sacramento County Superior Court Case No. 02-CS00204; **Environmental Protection Information Center v. California State Board of Forestry and Fire Protection, California Department of Forestry and Fire Protection, and Does 1-30**, San Francisco County Superior Court Case No. CPF-02-501326; **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X inclusive**, Mendocino County Superior Court, Case No. **SCUKCVPT 0289022**, and **Cockshott v. Board of Forestry** (The Executive Session may be reconvened if determined necessary.)

August 6, 2003 (Wednesday)

8:00 a.m.

3. Convene Open Session
4. Announcement of Actions Taken in Executive Session
5. Approval of Minutes of the June and July 2003 Meeting
6. Consent Calendar – see attached Consent Calendar for actions to be considered under this agenda item.

Consent Calendar items are expected to be routine and non-controversial. They will be acted upon by the Board at one time without discussion. If any Board Member, staff, or interested person requests that an item be removed from the Consent Calendar, it will be taken up in the regular agenda order.

Possible Action Items: RPF License/CRM Certification: Withdrawals, Reinstatements, Voluntary Relinquishments, or other Actions

7. Report of the Chairman
8. Report of the Director
9. Report of the Oak Mortality Task Force
10. Report of Federal Agencies Including USDA Forest Service, National Marine Fisheries Service, US Fish & Wildlife Service and US Environmental Protection Agency

9:30 a.m.

11. **Hearing:** To Consider a Petition from Ms. Helen Libeu Requesting the Amendment of Sections Addressing Adjacency Requirements Associated with the Clearcutting Regeneration Method Contained in the California Forest Practice Rules (ref. 14 CCR §§913.1, 933.1 and 953.1 et seq.)

10:00 a.m.

12. **Hearing:** To Consider Amendments to Regulations Affecting Threatened and Impaired Watersheds. The Proposed Amendments change the Expiration Dates of Regulations Adopted by the Board in **September** 2002 from December 31, 2003 to December 31, 2006. The Affected Regulations are in 14 CCR, Sections 895.1, 898(a), 914.8 [934.8, 954.8](g), 916 [936, 956](e), 916.2 [936.2, 956.2](d), 916.9 [936.9, 956.9](y), 916.11 [936.11, 956.11](b), 916.12 [936.12, 956.12](f), 923.3 [943.3, 963.3](h), and 923.9 [943.9, 963.9](g).

Note: The hearing will be on rule language in a 45-Day Notice circulated on June 20, 2003. The noticed language is available from the Board's office and is also available on the Board's web page: http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html

10:30 a.m.

13. **Hearing:** To Consider Amendments to Regulations Affecting Interim Watershed Mitigation Amendment (IWMA). The Proposed Amendments change the Expiration Dates of Regulations Adopted by the Board in **September** 2002 from December 31, 2003 to December 31, 2006. The Affected Regulations are in 14 CCR §§916.13 [936.13, 956.13].

Note: The hearing will be on rule language in a 45-Day Notice circulated on June 20, 2003. The noticed language is available from the Board's office and is also available on the Board's web page: http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html

14. Department Presentation on Forest Practice Rules Implemented on January 1, 2003, including: (1) Areas where questions exist on interpretation of the regulatory standards, including potential solutions, (2) Issues encountered with achieving compliance with the regulatory standard of rules, including potential solutions, (3) Suggested regulatory modifications which would either a) clarify existing rule language to better achieve the intended resource protection, or b) which would reduce the regulatory burden on the public and maintain the same level of protection.
15. Board Discussion of Issues Related to the Silvicultural Method known as Clearcutting

Note: This discussion will be the third of three addressing Board priority issues for 2003. The discussion will include a series of brief presentations from invited speakers.

16. Board Discussion of the Petition of Richard Gienger Requesting Additions of Sections to the Forest Practice Rules Relating to the Definition and Disclosure of Heritage Trees (14 CCR §§895.1, and 913.13, 933.13, 953.13).
17. Report of the Forest Practice Committee on, and Board Discussion of, the Napa County Proposal for County Forest Practice Rules
18. Report of Forest Practice, Policy and Management, *Ad Hoc* Roads and Watershed Management, and Resource Protection Committees
19. Report of Board's Advisory Committees
 - Forest Pest Council
 - Range Management Advisory Committee
 - Monitoring Study Group
 - Professional Foresters Examining Committee

Possible Action Items: Issuance of RPF Licenses/CRM Certifications, Withdrawals, Reinstatements, Voluntary Relinquishments, Suspensions, Revocations, or other Actions

20. **Public Forum:** Members of the public may address the Board on any topic within its jurisdiction not otherwise on the agenda. Please be prepared to summarize comments to three minutes in length.
21. Report of Executive Officer, including Proposed State and Federal Legislation

Note: The Board's Executive Officer will report on ongoing administrative matters, proposed state or federal legislation or programs, or new items coming before the Board. The Board may act in response to requests of the Executive Officer on items presented in the report.
22. New and Unfinished Business
23. Adjournment

Note: The Board may take any non-hearing agenda item out of order as time permits and may discuss agenda items scheduled for committees, including legislation. The Board may act on recommendations by its committees on items listed in their respective agendas.

ADA Notice- Pursuant to the Americans with Disabilities Act, individuals who, because of a disability, need special assistance to attend or participate in a State Board of Forestry and Fire Protection Meeting, may request assistance at the Board Office, 1416 Ninth Street, Room 1506-14, Sacramento, California or by calling (916) 653-8007. Requests should be made one week in advance whenever possible.

COMMITTEE AGENDAS

***Ad Hoc* ROADS AND WATERSHED MANAGEMENT COMMITTEE MEETING**

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – 11:00 a.m.

1. Review and Discussion of the Interagency Roads Task Force Rule Package
2. New and Unfinished Business

Note: The *Ad Hoc* Roads and Watershed Management Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

POLICY AND MANAGEMENT COMMITTEE MEETING

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – noon

1. Continued Discussion on Oak Woodlands and Issues Pertaining to Board Authority
2. Discussion of the Regulatory Rulemaking Process
3. Continued Review of Board Priorities for 2003
4. New and Unfinished Business

Note: The Policy and Management Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

FOREST PRACTICE COMMITTEE

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 11:00 a.m. – 4:00 p.m.

1. Presentation and Review of the Revised Mountain Home Demonstration State Forest Management Plan, including Recommended Modifications
2. Class II Watercourse Classifications - A Review of Current Departmental Rule Implementation Practice
3. Electronic Filing of Timber Harvesting Plans – Technical Committee Report
4. Continued Discussion of the Forest Reptile and Amphibian Working Group (FRAWG) Proposal focusing on Protection Measures for “Springs, Seeps and Wet Areas”
5. Initial Discussion of the Transitional Silviculture Method Proposed Rule Change
6. New and Unfinished Business

Note: The Forest Practice Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

RESOURCE PROTECTION COMMITTEE MEETING

Date: August 5, 2003 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 1:00 p.m. – 4:00 p.m.

1. Report by CDF Deputy Director, Fire Protection; including Reports from Region Chiefs
2. Report by the USDA Forest Service Regarding Fire Management Activities
3. Advisory Committee Reports:

Statewide Fire Safe Council
Range Management Advisory Committee
Vegetation Management Program

4. Continued Review of the 1996 California Fire Plan
5. New and Unfinished Business

Note: The Resource Protection Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

ITEM #6: CONSENT CALENDAR

The following Registered Professional Foresters have requested license WITHDRAWAL per 14 CCR § 1608(a):

Alfred Danner
Lawrence Gonzales

RPF #2267
RPF #1819

Robert Latham **RPF #243**